

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chair Gordon Vance, on April 4, 2017 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Gordon Vance, Chair (R)
Sen. Steve Fitzpatrick, Vice Chair (R)
Sen. Carlie Boland (D)
Sen. Dee Brown (R)
Sen. Edward Buttrey (R)
Sen. Terry Gauthier (R)
Sen. Jen Gross (D)
Sen. JP Pomnichowski (D)
Sen. Roger Webb (R)
Sen. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Laura Sankey Keip, Legislative Branch
Tia Stockton, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: HB 144 - Be concurred in as amended
HB 205 - Be concurred in as amended
HB 459 - Tied vote; remains in committee
HB 528 - Be concurred in as amended
HB 562 - Amended conceptually; tied vote and remains in committee
HB 225 - Removed from table; tied vote and remains in committee

00:00:02 Chair Vance
 00:00:46 Sen. Pomnichowski entered the meeting.
 00:01:50 Sen. Fitzpatrick entered the meeting.
 00:02:04 Recess
 00:29:07 Reconvene

EXECUTIVE ACTION ON HB 144

00:29:10 **Motion:** Sen. Fitzpatrick moved that **HB 144 BE CONCURRED IN.**

Discussion:

00:29:32 Sen. Whitford
[EXHIBIT](#)(his70a01)

00:32:17 Sen. Buttrey
 00:32:36 Laura Sankey Keip, Legislative Services Division (LSD)
 00:33:02 Sen. Whitford
 00:33:07 Chair Vance
 00:33:32 Sen. Buttrey
 00:34:20 Sen. Whitford
 00:34:31 Sen. Buttrey
 00:34:42 Sen. Brown
 00:35:15 Chair Vance

00:35:20 **Motion:** Sen. Whitford moved that **HB 144 BE AMENDED.**

Discussion:

00:35:32 Sen. Buttrey
 00:36:15 Sen. Gross

00:36:52 **Vote:** Motion carried unanimously by voice vote.

00:37:03 **Motion/Vote:** Sen. Fitzpatrick moved that **HB 144 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Whitford will carry the bill.

00:37:40 Sen. Whitford
 00:37:47 Chair Vance

EXECUTIVE ACTION ON HB 528

00:37:54 **Motion:** Sen. Fitzpatrick moved that **HB 528 BE CONCURRED IN.**

00:38:27 **Motion:** Sen. Buttrey moved that **HB 528 BE AMENDED.**
[EXHIBIT](#)(his70a02)

00:38:39 Sen. Buttrey
00:39:08 Chair Vance

00:39:28 **Vote:** Motion carried unanimously by voice vote.

00:39:38 **Motion:** Sen. Fitzpatrick moved that **HB 528 BE CONCURRED IN AS AMENDED.**

Discussion:

00:39:45 Sen. Buttrey
00:40:26 Chair Vance
00:40:34 Sen. Brown

00:40:53 **Vote:** Motion carried 8-2 by roll call vote with Sen. Vance and Sen. R. Webb voting no. Sen. Brown will carry the bill.

EXECUTIVE ACTION ON HB 562

00:41:43 **Motion:** Sen. Fitzpatrick moved that **HB 562 BE CONCURRED IN.**

Discussion:

00:41:59 Sen. Boland
00:42:24 Sen. Brown
00:43:02 Sen. Webb
00:43:15 Sen. Gross
00:44:08 Sen. Brown
00:44:41 Sen. Fitzpatrick

00:45:22 **Motion:** Sen. Buttrey moved that **HB 562 BE AMENDED CONCEPTUALLY.**

Discussion:

00:46:11 Chair Vance
00:46:13 Sen. Buttrey
00:46:28 Ms. Sankey Keip, LSD
00:46:52 Sen. Buttrey
00:47:04 Chair Vance
00:47:17 Sen. Pomnichowski
00:48:10 Sen. Buttrey
00:48:52 Sen. Gross
00:49:24 Sen. Boland
00:50:25 Sen. Fitzpatrick
00:50:47 Ms. Sankey Keip
00:51:29 Sen. Gauthier
00:52:23 Sen. Whitford
00:52:32 Sen. Buttrey
00:53:00 Sen. Whitford

00:53:38 Sen. Buttrey

00:53:59 **Vote:** Motion carried 6-4 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting no.

00:54:45 **Motion:** Sen. Fitzpatrick moved that **HB 562 BE CONCURRED IN AS AMENDED.**

Discussion:

00:54:51 Sen. Boland

00:55:17 Sen. Pomnichowski

00:57:42 Chair Vance

00:58:07 **Vote:** Motion failed 5-5 by roll call vote with Sen. D. Brown, Sen. Buttrey, Sen. Gauthier, Sen. Vance and Sen. R. Webb voting aye.

EXECUTIVE ACTION ON HB 459

00:58:49 **Motion:** Sen. Fitzpatrick moved that **HB 459 BE CONCURRED IN.**

Discussion:

00:58:54 Chair Vance

00:59:07 Sen. Gauthier

00:59:27 Chair Vance

00:59:37 Eric Bryson, Montana Association of Counties (MACo)

[EXHIBIT\(his70a03\)](#)

01:03:18 Sen. Brown

01:03:59 Mr. Bryson, MACo

01:04:58 Sen. Brown

01:05:18 Sen. Buttrey

01:06:00 Mr. Bryson

01:07:07 **Vote:** Motion failed 5-5 by roll call vote with Sen. Boland, Sen. Fitzpatrick, Sen. Gauthier, Sen. Gross and Sen. Pomnichowski voting aye.

EXECUTIVE ACTION ON HB 205

01:07:37 **Motion:** Sen. Fitzpatrick moved that **HB 205 BE CONCURRED IN AS AMENDED.** (Previously amended on 3/21/2017)

Discussion:

01:07:47 Chair Vance

01:07:53 Sen. Gauthier

01:07:58 Chair Vance

01:08:00 Sen. Pomnichowski

01:08:13 Sen. Fitzpatrick

01:08:32 Sen. Pomnichowski
01:08:36 Sen. Buttrey
01:09:06 Chair Vance

01:09:24 **Motion:** Sen. Fitzpatrick moved that **HB 205 BE AMENDED.**
EXHIBIT(his70a04)

Discussion:

01:09:33 Ms. Sankey Keip
01:10:20 Chair Vance
01:10:40 Sen. Whitford
01:10:55 Chair Vance
01:11:07 Sen. Fitzpatrick
01:11:21 Sen. Buttrey
01:11:44 Sen. Pomnichowski
01:12:20 Sen. Gross
01:12:28 Chair Vance
01:13:01 Sen. Gross
01:13:10 Chair Vance
01:13:20 Sen. Brown

01:13:27 **Vote:** Motion carried 6-4 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting no.

01:13:58 **Motion:** Sen. Fitzpatrick moved that **HB 205 BE CONCURRED IN AS AMENDED.**

Discussion:

01:14:05 Sen. Pomnichowski
01:15:03 Sen. Gauthier

01:15:32 **Vote:** Motion carried 6-4 by roll call vote with Sen. Boland, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting no. Sen. Gauthier will carry the bill.

Discussion:

01:16:21 Chair Vance
01:16:41 Sen. Gauthier
01:16:51 Chair Vance

EXECUTIVE ACTION ON HB 225

01:16:58 **Motion/Vote:** Sen. Gauthier moved that **HB 225 BE REMOVED FROM TABLE.** Motion carried 6-4 by roll call vote with Sen. D. Brown, Sen. Fitzpatrick, Sen. Vance and Sen. R. Webb voting no.

01:17:56 **Motion:** Sen. Gauthier moved that **HB 225 BE CONCURRED IN.**

Discussion:

01:18:08 Sen. Gauthier

01:19:10 Sen. Brown

01:19:34 **Vote:** Motion failed 5-5 by roll call vote with Sen. Boland, Sen. Gauthier, Sen. Gross, Sen. Pomnichowski and Sen. Whitford voting aye.

01:20:07 Chair Vance

ADJOURNMENT

Adjournment: 4:20 PM

Tia Stockton, Secretary

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Additional Documents:

EXHIBIT([his70aad.pdf](#))